

Session of 2023

HOUSE BILL No. 2427

By Committee on Federal and State Affairs

2-16

1 AN ACT concerning school districts; relating to school sponsored travel
2 and activities; requiring separate overnight accommodations for
3 students of each biological sex.

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5 *Be it enacted by the Legislature of the State of Kansas:*

6 Section 1. (a) The board of education of each school district shall
7 adopt a policy requiring that separate overnight accommodations be
8 provided for students of each biological sex during school district
9 sponsored travel that requires overnight stays by students.

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10 (b) Any student who is subject to retaliation or other adverse action
11 by a school district or any employee thereof as a result of reporting a
12 violation of this section shall have a private cause of action for injunctive
13 relief, damages and any other relief available under law against such
14 school district. All civil actions shall be initiated within two years after the
15 harm occurred. Students who prevail on a claim brought pursuant to this
16 section shall be entitled to monetary damages, including for any
17 psychological, emotional and physical harm suffered, reasonable attorney
18 fees and costs and any other appropriate relief.

19 (c) As used in this section:

20 (1) "~~Biological sex~~" means ~~the biological indication of male and~~
21 ~~female in the context of reproductive potential or capacity, such as sex~~
22 ~~chromosomes, naturally occurring sex hormones, gonads and~~
23 ~~nonambiguous internal and external genitalia present at birth, without~~
24 ~~regard to an individual's psychological, chosen or subjective experience of~~
25 ~~gender.~~

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26 (2) "school district sponsored travel" means any travel that is
27 necessary for students to attend, participate or compete in any event or
28 activity that is sponsored or sanctioned by a school operated by the school
29 district, including, but not limited to, any travel that is organized:

30 (A) By any club or other organization recognized by the school;

31 (B) through any communication facilitated by the school, such as
32 email; or

33 (C) through fundraising activities conducted, in whole or in part, by
34 school district employees or on school district property.

35 Sec. 2. This act shall take effect and be in force from and after its
36 publication in the statute book.

(1) For any individual with at least one "Y" chromosome at the 23rd loci, the expression of such chromosome shall be considered male; and
(2) all other individuals shall be considered female